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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 WILLIAM DAVIS,

14 Defendant.
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No. CR 11-0337 MMC

STIPULATION and [PROPOSED]
ORDER TO CONTINUE STATUS
CONFERENCE

Date: November 9, 2011

Time: 2:30 p.m.

Court: The Honorable Maxine M. Chesney

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18 Undersigned counsel stipulate as follows:

- 19 1. A status conference is currently scheduled in this matter on November 9, 2011 at
20 2:30 p.m;
- 21 2. Undersigned counsel from the Federal Public Defender cannot make the revised
22 court time of 10:00 a.m. on November 9, 2011, and thus requests a continuance
23 from this Court until November 30, 2011 at 2:30 p.m.;
- 24 3. Undersigned government counsel has no objection to defense counsel's request
25 for additional time;
- 26 4. The parties jointly request November 30, 2011 as the next date before the Court;
- 27 5. The parties jointly request that the Court exclude the period of time between
28 November 9, 2011 and November 30, 2011 under the Speedy Trial Act for
effective preparation of counsel and continuity of counsel; namely, defense

counsel needs more time to analyze and review the discovery in the case, and
because she cannot make the revised Court time of 10:00 a.m. on November 9,
2011. *See* 18 U.S.C. § 3161(h)(7)(A) and (b)(iv).

IT IS SO STIPULATED.

DATED: November 3, 2011 _____/S/_____
ELIZABETH M. FALK
Assistant Federal Public Defender

DATED: November 3, 2011 _____/S/_____
CHINHAYI CADET
Assistant United States Attorney


1 **[~~PROPOSED~~] ORDER**

2 GOOD CAUSE APPEARING, it is hereby ORDERED that the status conference,
3 previously scheduled for November 9, 2011 at 2:30 p.m., is hereby CONTINUED to
4 November 30, 2011 at 2:30 p.m.. The Court further orders and finds, pursuant to 18
5 U.S.C. § 3161(h)(7)(A) and (B)(iv) and the reasons stated in this stipulation, that the failure to
6 grant the requested continuance would deny defense counsel the reasonable time necessary for
7 effective preparation of a defense. Accordingly, the Court will exclude the time period of
8 November 9, 2011 through November 30, 2011 from the Speedy Trial calculation, and finds that
9 the ends of justice served by granting the requested four week continuance outweighs the best
10 interest in the defendant and the public in a speedy trial.

11 18 U.S.C. § 3161(h)(7)(A) and (B)(iv)

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13 IT IS SO ORDERED.

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15 DATED: November 7, 2011

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17 THE HONORABLE MAXINE M. CHESNEY
18 UNITED STATES DISTRICT JUDGE
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